THE BOMBAY LEGISLATIVE COUNCIL (CHAIRMAN AND DEPUTY CHAIRMAN) AND THE BOMBAY LEGISLATIVE ASSEMBLY (SPEAKER AND DEPUTY SPEAKER) SALARIES AND ALLOWANCES ACT, 1952.

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BOMBAY ACT No. VIII OF 1952.[1]

[THE BOMBAY LEGISLATIVE COUNCIL (CHAIRMAN AND DEPUTY CHAIRMAN) AND THE BOMBAY LEGISLATIVE ASSEMBLY (SPEAKER AND DEPUTY SPEAKER) SALARIES AND ALLOWANCES ACT, 1952.]

[*10th May 1952*]

Amended by Bom. 42 of 1954.*

An Act to provide for the salaries and allowances of the Chairman and the Deputy Chairman of the Bombay Legislative Council and the Speaker and the Deputy Speaker of the Bombay Legislative Assembly and certain other matters.

WHEREAS it is expedient to provide for the determination of the salaries and allowances of the Chairman and the Deputy Chairman of the Bombay Legislative Council and the Speaker and the Deputy Speaker of the Bombay Legislative Assembly and other matters as hereinafter specified; It is hereby enacted as follows:—

Short title and commencement.

1. (*1*) This Act may be called the Bombay Legislative Council (Chairman and Deputy Chairman) and the Bombay Legislative Assembly (Speaker and Deputy Speaker) Salaries and Allowances Act, 1952.

(*2*) It shall be deemed to have come into force on and from the 5th day of May 1952.

Definitions.

2. In this Act, unless there is anything repugnant in the subject or context,—

(*a*) "Assembly" means the Bombay Legislative Assembly;

(*b*) "Council" means the Bombay Legislative Council;

(*c*) "Chairman" means the Chairman of the Council;

(*d*) "Speaker" means the Speaker of the Assembly;

(*e*) "Deputy Chairman" means the Deputy Chairman of the Council;

(*f*) "Deputy Speaker" means the Deputy Speaker of the Assembly;

(*g*) "residence" includes the staff quarters and other buildings appurtenant thereto and the gardens thereof;

(*h*) "maintenance" in relation to a residence includes the payment of rates and taxes due to Government or any local authority and the provision of electricity gas and water;

(*i*) "rules or orders" means rules or orders respectively made under this Act.

Salaries of Chairman and Speaker.

3. There shall be paid to the Chairman and the Speaker each a salary of Rs. 1,100 per month.

Residences of Chairman and Speaker.

4. (*1*) The Chairman and the Speaker each shall be entitled, without payment of rent, to the use of—

(*a*) a furnished residence in Bombay throughout his term of office and for a period of fifteen days immediately thereafter, or in lieu of such residence a house allowance at the rate of Rs. 250 per month, and

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[1] For Statement of Objects and Reasons *see Bombay Government Gazette*, 1952, Part V, p. 33

*Sub-section (*2*) of section 1 reads as follows:

(*2*) It shall be deemed to have come into force on and from the 1st day of October 1953.

(*b*) a furnished residence at such other place as the State Government may from time to time for the purposes of this Act declare to be the head quarters of Government and for such period as may be specified in such declaration, or in lieu of such residence a house allowance at the rate of Rs. 250 per month.

(*2*) No charge shall fall on the Chairman or the Speaker personally in respect of the maintenance of any residence provided under this section.

(*3*) The expenditure on furnishing the residences provided under this section shall be on such scales as the State Government may by rules or orders determine.

Conveyances for Chairman and Speaker.

5. (*1*) The State Government may, from time to time, for the use of the Chairman and the Speaker purchase and provide motor cars and other suitable conveyances, upon such conditions as regards their maintenance and repairs as may be determined by rules or orders made in this behalf.

(*2*) There shall also be paid to the Chairman and the Speaker each a conveyance allowance at the rate of Rs. 250 per month.

Travelling and daily allowances.

6. The Chairman and the Speaker shall be entitled to travelling and daily allowances while touring on public business at such rates and upon such conditions as may be prescribed by rules or orders made by the State Government.

Medical attendance.

7. Subject to rules or orders made by the State Government, the Chairman and the Speaker and the members of the family of the Chairman or the Speaker, as the case may be, who are residing with and dependent on him, shall be entitled, free of charge, to accommodation in hospitals maintained by the State Government and to medical attendance and treatment.

Explanation.—For the purposes of this section, "a member of the family" means the husband, wife, son, daughter, father, mother, brother or sister.

Chairman and Speaker not to practise any profession or engage in any trade, etc.

8. The Chairman and the Speaker shall not practise any profession or engage in any trade or undertake for remuneration any employment other than their duties as Chairman and Speaker, respectively.

Chairman and Speaker not entitled to salaries and allowances as members of State Legislature.

9. Notwithstanding anything contained in the Bombay Legislature Members' Daily Allowance Act, 1950, or the Bombay Legislature Members' Travelling Allowance Act, 1950, or any law for the time being in force determining the salaries and allowances of the members of the State Legislature, the Chairman and the Speaker shall not be entitled to receive any salary or allowances under such law, although such Chairman or Speaker is a member of the Bombay Legislative Council or the Bombay Legislative Assembly. Bom. XXI of 1950. Bom. XLV of 1950.

Salaries of Deputy Chairman and Deputy Speaker.

10. There shall be paid to the Deputy Chairman and the Deputy Speaker each a salary of Rs. 300 per month.

Deputy Chairman and Deputy Speaker not debarred from receiving salaries and allowances as members of State Legislature.

11. Nothing in this Act shall be deemed to debar the Deputy Chairman or the Deputy Speaker from being entitled to receive any salary or allowances as a member of the State Legislature under the Bombay Legislature Members' Daily Allowance Act, 1950, or the Bombay Legislature Members' Travelling Allowance Act, 1950, or any law for the time being in force determining the salaries and allowances of the members of the State Legislature.

Bom. XXI of 1950.

Bom. XLV of 1950.

Allowances to Deputy Chairman and Deputy Speaker in other cases.

[1][**11A.** Subject to the provisions of section 11, the Deputy Chairman and the Deputy Speaker shall be entitled to travelling and daily allowances while touring on public business at such rates and upon such conditions as may be prescribed by rules or orders made by the State Government.]

Power of State Government to make rules and orders.

12. (*1*) The State Government may make rules or orders for the purposes of this Act.

(*2*) Rules or orders made under this Act shall have effect as if enacted in this Act.

Repeal.

13. The Bombay Legislative Council (President and Deputy President) and the Bombay Legislative Assembly (Speaker and Deputy Speaker) Salaries Act, 1937, is hereby repealed.

Bom. II of 1937.

[1] This section was inserted by Bom. 42 of 1954, s. 2. This section came into force on and from the 1st day of October 1953. [See s. 1 (*2*) of Bom. 4 of 1954].